IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 15647 of 2004

Between:

L. Sivamma, W/o. Lakki Reddy Rama Chandra Reddy,
Chinna Pasupula Village, Peddamudium Mandal,
Cuddapah District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh, rep by its Secretary, Law (La & J Courts A2) Department, Secretariat, Hyderabad.
2 The Director of Prosecution, D.G.P. Complex, Lakidikapul, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus declaring inaction on the part of the 2nd respondent in not giving clarification on the letter dated 24-08-2004 as arbitrary, abdication of the statutory duty cast on him and violative of the fundamental rights guaranteed to the petitioner under Article 14 of the Constitution of India and consequently direct the 2nd respondent to give clarification on the letter dated 24-8-2004 immediately.

Counsel for the Petitioner : MR.V.R.REDDY KOVVURI

Counsel for the Respondent No.1 : GP FOR LAW & LEGISLATIVE AFFAIRS

Counsel for the Respondent No.2 : G.P. for Home.

The Court made the following :

THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO.15647 OF 2004

ORAL ORDER :

The only grievance of the petitioner is that second respondent – Director of Prosecutions, Hyderabad failed to give any clarification on the letter of the Special Public Prosecutor in Sessions Case No.139 of 1999 on the file of the Court of the District & Sessions Judge, Kadapa and consequently the entire proceedings in S.C.No.139 of 1999 are held up.

Learned Government Pleader for Home, who took notice for the second respondent, under instructions, states that the Director of Prosecutions has already addressed a letter dated 07-09-2004 with the necessary clarification and requesting the Special Public Prosecutor to proceed with S.C.No.139 of 1999. A copy of the letter dated 07-09-2004 has been placed before this Court.

In the circumstances, no adjudication is necessary on merits and accordingly recording the statement of the learned Government Pleader for Home, Writ Petition is disposed of. No costs.

13th September, 2004.

Gbs

To

1. The Secretary, Government of Andhra Pradesh, Law (La & J Courts
A2) Department, Secretariat, Hyderabad.
2 The Director of Prosecutions, D.G.P. Complex, Lakidikapul, Hyderabad.

3.2CCs to G.P. for Law & Legislative Affairs, High Court of A.P. Buildings,

Hyderabad (OUT).

4. 2 CCs to G.P. for Home, High Court of A.P. Buildings, Hyderabad.(OUT).

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